

## Message Text

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ORIGIN EB-07

INFO OCT-01 AF-10 EUR-12 ISO-00 TRSE-00 COME-00 XMB-02  
CEA-01 CIAE-00 DODE-00 FRB-03 H-01 INR-07 INT-05  
L-03 LAB-04 NSAE-00 NSC-05 PA-01 EPG-02 AID-05  
SS-15 STR-04 ITC-01 USIA-06 PRS-01 SP-02 OMB-01  
FEA-01 AGR-05 OPIC-03 /108 R

DRAFTED BY EB/IFD/OIA:WGBLACK  
APPROVED BY EB/IFD/OIA:RJSMITH  
AF/C:RKATES (DRAFT)  
TREASURY:HSHAPIRO (DRAFT)  
TREASURY:RGOODMAN (DRAFT)  
COMMERCE:JSEEVERS (DRAFT)  
-----102252Z 027806 /70

P R 102015Z JUN 77  
FM SECSTATE WASHDC  
TO AMEMBASSY BONN PRIORITY  
INFO AMCONSUL DOUALA  
AMEMBASSY KINSHASA

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E.O. 11652: N/A

TAGS: EINV, CF

SUBJECT: EXPROPRIATION: DELIVERY OF NOTE TO CONGO (B)

REFS: (A) BONN 9059, (B) DOUALA 0198, (C) STATE 97025

1. AT ITS MEETING OF MAY 26, INTERAGENCY EXPROPRIATION  
GROUP LEARNED THAT TEXACO HAS EARLY JULY APPOINTMENT WITH  
CONGOLESE TO BEGIN NEGOTIATIONS ON COMPENSATION FOR  
EXPROPRIATED PROPERTIES. REF B CONFIRMED APPOINTMENT SET  
FOR JULY 5. ALTHOUGH CONGOLESE ARE ALSO APPARENTLY WILL-  
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ING TO NEGOTIATE WITH MOBIL (REF A), MOBIL REPS IN DOUALA  
AND U.S. HAVE NOT YET ARRANGED FOR DATE TO COMMENCE NEGO-  
TIATIONS.

2. EXPRO GROUP CONSIDERS APPOINTMENT WITH TEXACO TO BE  
ENCOURAGING SIGN AND THEREFORE WILLING TO DELAY DECISION  
ON GSP ELIGIBILITY UNTIL AFTER RESULTS OF MEETING ARE

KNOWN. HOWEVER, SINCE JULY 5 IS NOT WITHIN DEADLINE SPECIFIED IN NOTE OF REF C, ADDITIONAL NOTE IS JUSTIFIED TO INFORM CONGOLESE THAT WE EXPECT MEETING TO LEAD TO SUBSTANTIVE PROGRESS ON COMPENSATION IF UNFAVORABLE DECISION ON GSP IS TO BE AVOIDED.

2. PLEASE REQUEST FRG FOREIGN MINISTRY TO TRANSMIT

FRENCH TEXT OF NOTE (PARA 5) TO CONGOLESE GOVERNMENT VIA FRG EMBASSY IN BRAZZAVILLE.

4. FOR INFORMATION PURPOSES, ENGLISH TEXT FOLLOWS:

BEGIN QUOTE:

THE UNITED STATES NOTES WITH SATISFACTION THAT THE PEOPLE'S REPUBLIC OF CONGO HAS SET A DATE FOR THE OPENING OF NEGOTIATIONS WITH THE REPRESENTATIVES OF TEXACO TO RESOLVE THE MATTER OF THE NATIONALIZED PROPERTIES OF THAT FIRM. IT IS HOPED THAT THIS MEETING WILL RESULT IN SPECIFIC STEPS LEADING TO THE PAYMENT OF PROMPT, ADEQUATE AND EFFECTIVE COMPENSATION AS REQUIRED BY INTERNATIONAL LAW. SUCH STEPS COULD INCLUDE, BUT ARE NOT LIMITED TO, REASONABLE OFFERS FOR COMPENSATION, AGREEMENT UPON A METHOD OF IMPARTIAL VALUATION, OR AGREEMENT TO ACCEPT ARBITRATION OF OUTSTANDING ISSUES.

IN ANTICIPATION OF SUCH ACTIONS, THE UNITED STATES WILL WITHHOLD A FORMAL DECISION ON GENERALIZED SYSTEM OF LIMITED OFFICIAL USE

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PREFERENCES ELIGIBILITY UNTIL THE OUTCOME OF THE TALKS WITH TEXACO IS KNOWN.

THE UNITED STATES ALSO ANTICIPATES THAT THE PEOPLE'S REPUBLIC OF THE CONGO WILL AGREE TO AN EARLY DATE FOR NEGOTIATIONS WITH MOBIL REPRESENTATIVES, IN ORDER THAT COMPENSATION FOR MOBIL'S CLAIMS CAN BE NEGOTIATED IN A FAIR AND TIMELY MANNER. END QUOTE.

5. FOR FRG DELIVERY FRENCH TEXT OF NOTE FOLLOWS.

BEGIN QUOTE:

LE GOUVERNEMENT DES ETATS-UNIS NOTE AVEC SATISFACTION QUE LE GOUVERNEMENT DE LA REPUBLIQUE POPULAIRE DU CONGO A FIXE UNE DATE POUR L'OUVERTURE DE NEGOCIATIONS AVEC LES REPRESENTANTS DE TEXACO EN VUE DE RESOUDRE LA QUESTION DES BIENS NATIONALISES DE CETTE SOCIETE. IL EST ESPERE QU'A LA SUITE DE CETTE REUNION DES MESURES SPECIFIQUES SERONT

PRISES AFIN DE PARVENIR RAPIDEMENT ET EFFECTIVEMENT AU  
REGLEMENT D'INDEMNITES EQUITABLES, TEL QUE PRESCRIT PAR LE  
DROIT INTERNATIONAL. CES MESURES POURRAIENT INCLURE, SANS  
S'Y LIMITER, DES OFFRES RAISONNABLES D'INDEMNISATION,  
L'ACCORD SUR UNE METHODE D'EVALUATION IMPARTIALE OU  
L'ACCEPTATION D'UN ARBITRAGE EN CE QUI CONCERNE LES QUES-  
TIONS NON REGLEES.

DANS L'ATTENTE DE TELLES MESURES, LES ETATS-UNIS S'ABSTIEN-  
DRONT DE TOUTE DECISION FORMELLE EN CE QUI CONCERNE  
L'ADMISSIBILITE AU BENEFICE DU SYSTEME GENERALISE DE PRE-  
FERENCES JUSQU'AU MOMENT OU SERA CONNU LE RESULTAT DES  
ENTRETIENS AVEC TEXACO.

LES ETATS-UNIS COMPTENT EGALEMENT QUE LA REPUBLIQUE POPU-  
LAIRE DU CONGO CONVIENDRA D'UNE DATE RAPPROCHEE POUR  
L'OUVERTURE DE NEGOCIATIONS AVEC LES REPRESENTANTS DE  
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MOBIL AFIN QUE LE MONTANT DE L'INDEMNISATION DE LA SOCIETE  
MOBIL PUISSE ETRE NEGOCIE DE MANIERE EQUITABLE ET OPPORTUNE.  
END QUOTE. VANCE

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** NATIONALIZATION, COMPENSATION, DIPLOMATIC NOTES, NEGOTIATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 10-Jun-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977STATE134783  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** WGBLACK  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770208-0517  
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**From:** STATE  
**Handling Restrictions:** n/a  
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**Legacy Key:** link1977/newtext/t19770668/aaaachit.tel  
**Line Count:** 142  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** 8373e57e-c288-dd11-92da-001cc4696bcc  
**Office:** ORIGIN EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 77 BONN 9059, 77 DOUALA 198, 77 STATE 97025  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 10-Feb-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 2191048  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** EXPROPRIATION: DELIVERY OF NOTE TO CONGO (B)  
**TAGS:** EINV, CF  
**To:** BONN  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/8373e57e-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
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